

REMARKS

The rejection of Claim 4 under 35 U.S.C. 112 second paragraph is believed addressed by the present amendment.

The presently claimed invention is directed to a molding composition the components of which are limited to

- A) 40 - 95 parts by weight (pbw) of aromatic polycarbonate and/or polyester carbonate,
- B) 10-35 pbw of (co)polymer based on vinyl monomers,
- C) 1 - 25 pbw of silicone acrylate graft rubber,
- D) 0.4 - 40 pbw of glass fibers, and optionally, any of lubricant, mold release agent, nucleating agent dyes and pigments.

Claims 1-5 and 7-9 stand rejected under 35 U.S.C. (103 (a)?) as obvious over U.S. Patent 6,150,443 ((Nodera).

Nodera disclosed a composition containing polycarbonate, styrenic resin, a flame retardant and an antistatic agent an optional rubber-like elastomer (component G) and **further optional** an inorganic filler such as glass fibers or talc.

Requiring the inclusion of glass fibers, the presently claimed composition is respectfully asserted to be unobvious over Nodera. As may be readily appreciated upon review of the presently submitted evidence – Declaration by Dr. Eckel - the E-modulus of the inventive composition is significantly greater than that of corresponding compositions that either contain no filler or contain talc in equivalent amount.

Tabulated below are the presently relevant data:

Table 1

| | | |
|----------------|------|------|
| Example | C6 | 8 |
| Glass fibers | -- | 9 |
| E-modulus, Mpa | 2224 | 3060 |

A comparison between compositions that are identical in terms of their resinous components and functional additives show the critical dependence of E-modulus on the included glass fibers. Nodera regarded glass fibers to be optional and evidences no recognition of the surprising and unexpected advantage shown above.

Table 2

| | | | |
|----------------|------|------|------|
| Example | C7 | C8 | 7 |
| Glass fibers | -- | -- | 9 |
| Talc | 9 | -- | -- |
| Wollastonite | -- | 9 | -- |
| E-modulus, Mpa | 2811 | 2537 | 2984 |

Table 2 enables a direct comparison between compositions that are identical in terms of their resinous components and functional additives and differ in terms of their reinforcing agent/filler. The results show the critical dependence of E-modulus on the included glass fibers. Glass fibers and talc are disclosed by Nodera as optional and as the equivalents one of the other.

The rejection of the claims as obvious in view of Nodera is believed addressed and overcome by the above showing. Reconsideration and withdrawal of the rejection are solicited.

Claims 1-5 and 7-9 stand rejected under 35 U.S.C. 103(a) as being unpatentable over J11349796 in view of Nodera or Obayashi (U.S. patent 5,807,914).

J11349796 disclosed a composition that contains an inorganic filler (termed according to the Examiner as "bulking agent"). There is nothing in the document relative to the presently required glass fibers.

The combined disclosures of J11349796 and Nodera fall short of the prima facie case and in any event, in view of Eckel's Declaration do not render obvious the presently claimed invention.

Obayashi disclosed a composition that contains polycarbonate, **polycarbonate oligomer**, glass fibers and a composite based graft copolymer.

Since Obayashi required the inclusion of polycarbonate oligomer, a component that is effectively excluded from the scope of present claims, it is respectfully submitted that J11349796 is not augmented in any presently meaningful manner by its combination with Obayashi.

The rejections over J11349796 in view of Nodera or Obayashi (U.S. patent 5,807,914) are requested to be reconsidered and in light of the above retracted.

Claims 1-5 and 7-9 stand rejected under 35 U.S.C. 103(a) as being unpatentable over JP08269314 in view of Nodera or Obayashi.

JP08269314 disclosed a composition containing resinous components and an **optional** component(s) including any of glass fibers and talc.

Nodera and Obayashi have been discussed above and their shortcomings in the present context have been noted.

Applicants submit that the evidence presented and discussed above rebut the allegation of obviousness and serve to overcome the stated rejections.

The rejections over JP08269314 in view of Nodera or Obayashi are

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requested to be reconsidered and in light of the above retracted.

Believing the above represent a complete response to the Office Action and that the application is in condition for allowance, Applicants request the earliest issuance of an indication to this effect.

Respectfully submitted,

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